IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 1191 OF 2006.
IN
CRIMINAL APPEAL NO.1140 OF 2006.

Shashikant Dhanyakumar Katkar and ors. ... Applicants.
Versus.
The State of Maharashtra. ... Respondent.

Shri V.V.Purwant for the Applicants.

Shri D.P.Adsule, A.P.P. for the Respondent.

CORAM : ABHAY S.OKA, J.

DATED : 22nd November, 2006.

P.C.:

1.Â The Applicants (Accused Nos.3, 5 to 10) have been convicted for offence punishable under section 323, section 325 read with section 34 of the Indian Penal Code. The substantive sentence is one year R.I. Except accused No.3, all other Applicants have paid the fine amount.

2. The Applicants were on bail pending the trial and there is no allegation of misuse of the liberty granted to them. The Appeal is not likely to be heard before the completion of the period of sentence. Considering the facts and circumstances of the case, the Applicants are entitled to be enlarged on bail.

3. Hence the application is disposed of by the following order:

i) The Applicants shall be enlarged on the same bail on which they were enlarged during the pendency of the trial.

ii) Bail is granted subject to condition that the Applicants will report to Vairag Police Station, Dist. Solapur on every first Saturday of every calender month till disposal of the Appeal.

iii) The order granting bail to the Accused No.3 will be given effect only after he deposits the fine amount.

Judge.